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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/694,479

10/27/2003

Nils Zander

TRAUMA 3.0-448

4292

530 7590 02/06/2008  
LERNER, DAVID, LITTENBERG,  
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EXAMINER

RAMANA, ANURADHA

ART UNIT

PAPER NUMBER

3733

MAIL DATE

DELIVERY MODE

02/06/2008

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10694479	10/27/2003	ZANDER ET AL.	TRAUMA 3.0-448

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**EXAMINER**

Anu Ramana

**ART UNIT****PAPER**

3733

20080203

**DATE MAILED:**

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

The reply filed on November 13, 2007 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s). The rejection of claim 11-17 under 35 USC 112 second paragraph made in the previous office action has not been overcome since claim 11 recites "a targeting arm positioning rod", "said locator rod" and "said positioner rod." It isn't clear whether these terms refer to the same or different structure. Applicants' amendment of claim 18 raises new issues under 35 USC 112 second paragraph. In claim 18, line 15, the recitation, "a biasing means for biasing said detent element" renders the claim vague and indefinite since the phrase "means for" is not modified by sufficient structure for achieving the specified function, if Applicant is trying to invoke 112 sixth paragraph. Further, in claim 11, lines 17-18, the recitation, "and in engagement with the detents on the positioning rod" renders the claim vague and indefinite because it seems to imply that the biasing element is simultaneously in engagement with multiple detents. See 37 CFR 1.111. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

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